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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 RAY SHELDON HOOVER,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner of  
14 Social Security,

15 Defendant.

Case No. 11-5261 BHS-KLS

REPORT AND RECOMMENDATION

16 This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C.  
17 § 636(b)(1)(B) and Local Rule MJR 4(a)(4) and as authorized by Mathews, Secretary of H.E.W.  
18 v. Weber, 423 U.S. 261 (1976). This matter is before the Court on the stipulated motion for  
19 remand. (ECF #16). After reviewing the parties' stipulated motion and the remaining record, the  
20 undersigned recommends that the Court grant the parties' motion, and remand this matter to the  
21 Commissioner for further proceedings.

22 This Court recommends that on remand the Appeals Council will remand the case to an  
23 administrative law judge for a de novo hearing.

24 Given the fact of the parties' stipulation, the Court recommends that the District Judge  
25 immediately approve this Report and Recommendation and order the case **REVERSED** and  
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REPORT AND RECOMMENDATION - 1

1 **REMANDED.** A proposed order accompanies this Report and Recommendation.

2 DATED this 1st day of August, 2011.

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5 Karen L. Strombom  
6 United States Magistrate Judge  
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